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8	UNITED STATES DISTRICT COURT			
9	NORTHERN DISTRICT OF CALIFORNIA			
10	SAN JOSI	E DIVISION		
11	HOLOGIC, INC., CYTYC CORPORATION, and HOLOGIC L.P.,	Case No. C08 00133 RMW (RS)		
12	Plaintiffs,	[PROPOSED] STIPULATED SCHEDULING ORDER		
13	VS.	Pretrial Conference: June 30, 2008 at 2 p.m.		
14	SENORX, INC.,	Trial: July 14, 2008 at 1:30 p.m.		
15	Defendant.			
16				
17	AND RELATED COUNTERCLAIMS.			
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	[Proposed] Stipulated Scheduling Order Case No. C08 00133 RMW (RS)			

I. CASE MANAGEMENT SCHEDULE

On May 9, 2008, the Court held the Case Management Conference in the above-entitled matter.

The Court enters the following Scheduling Order:

EVENT	DATE
Initiation of Discovery	April 30, 2008
Initial disclosures	May 9, 2008
Preliminary Infringement Contentions	May 6, 2008
(Patent L.R. 3-1)	
Preliminary Invalidity Contentions	May 21, 2008
(Patent L.R. 3-3)	
Exchange of Proposed Claim Terms for Construction	May 7, 2008
(Patent L.R. 4-1)	
Exchange of Preliminary Claim Construction	May 12, 2008
(Patent L.R. 4-2)	
Opening Claim Construction Briefs (simultaneous)	May 21, 2008
(Patent L.R. 4-5)	
Identification of Experts	May 23, 2008
(name and subject matter of opinion(s) only)	
Reply Claim Construction Briefs (simultaneous)	May 30, 2008
(Patent L.R. 4-5)	
Joint Claim Construction Statement	May 30, 2008
(Patent L.R. 4-3)	
Expert reports (simultaneous exchange by both parties as to infringement and invalidity without regard to burden)	June 4, 2008
Claim Construction Hearing	June 9, 2008 at 2 p.m.
(Patent L.R. 4-3)	
Potential Mediation	June 13, 2008
Close of Discovery	June 25, 2008
Pretrial Conference	June 30, 2008 at 2 p.m.
Trial (jury)	July 14, 2008 at 1:30 p.m

1	II. DISMISSAL OF NON-PATENT COUNTS		
2	Plaintiffs' non-patent Counts Four through Six (federal and state unfair competition counts) of		
3	Plaintiffs' Amended Complaint For Patent Infringement, Lanham Act Violations, And State Unfair		
4	Competition Seeking Damages and Injunctive Relief filed March 7, 2008 are hereby dismissed without		
5	prejudice. Defendant SenoRx, Inc.'s Motion to Dismiss is hereby dismissed as moot.		
6	Dated: May 12, 2008 HOWREY LLP		
7	By:		
8	Katharine L. Altemus		
9	HOWREY LLP 1950 University Avenue, 4th Floor		
10	East Palo Alto, California 94303		
11	Attorneys for Plaintiffs		
12	Hologic, Inc., Cytyc Corporation, and Hologic L.P.		
13			
14	WILLIAMS & CONNOLLY LLP		
15			
16	By: <u>/s/</u> Aaron P. Maurer		
17	Bruce R. Genderson Rachael Shanahan Rodman		
18	Adam D. Harber		
19	WILLIAMS & CONNOLLY LLP 725 – 12th Street, N.W.		
20	Washington, D.C. 20005		
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1		WILSON SONSINI GOODRICH & ROSATI
2		By: <u>/s/</u> F.T. Alexandra Mahaney
3		F.T. Alexandra Mahaney Natalie J. Morgan
4		WILSON SONSINI GOODRICH & ROSATI 12235 El Camino Real, Suite 200
5		San Diego, California 92130
6		
7		Attorneys for Defendant SenoRx, Inc.
8		
9	IT IS SO ORDERED.	
10	DATED: May, 2008	
11		The Honorable Ronald M. Whyte United States District Court Judge
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28	Proposed Stimulated Scheduling Order	- 3 -
6	Proposed] Stipulated Scheduling Order ase No. C08 00133 RMW (RS)	- J -

1	Filer's Attestation
2	I, Katharine L. Altemus, am the ECF User whose identification and password are being used to
3	file this [Proposed] Stipulated Scheduling Order. Pursuant to General Order No. 45, § X(B), I attest
4	under penalty of perjury that concurrence in the filing of the document has been obtained from Aaron
5	P. Maurer.
6	Dated: May 12, 2008
7	Dr., /a/
8	By: <u>/s/</u> Katharine L. Altemus
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	[Proposed] Stipulated Scheduling Order - 4 -